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6 UNITED STATES DISTRICT COURT
7 EASTERN DISTRICT OF WASHINGTON
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9 TERRELL EDWARD JONES,

10 Plaintiff,

11 v.

12 JUSTIN M. RILEY, ADAM P.

13 WESTERBUR, JOSE S. AQUIAR,

14 BRIAN GOODWIN, SALVADOR LUGO,

15 JON BENNETT, and ALENA L.

16 MONTOYA,

17 Defendants.

No. 4:14-CV-05085-SAB

**ORDER ADOPTING REPORT
AND RECOMMENDATION TO
DISMISS**

18 Before the Court is Magistrate Judge John T. Rodger's Report and
19 Recommendation to Dismiss, ECF No. 85. The parties have reached an agreement
20 to dismiss this case and all its claims with prejudice and without an award of fees
21 or costs. ECF No. 83. The Court hereby **adopts** Judge Rodger's Report and
22 Recommendation in its entirety.

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ORDER ADOPTING REPORT AND RECOMMENDATION . . . ^ 1

1 Accordingly, **IT IS HEREBY ORDERED:**

2 1. The Court **ADOPTS** Magistrate Judge Rodger's Report and
3 Recommendation to Dismiss, ECF No. 85, in its entirety.

4 2. The parties' Stipulated Motion to Dismiss, ECF No. 83, is **GRANTED**.
5 The Court makes no award of costs or attorneys' fees.

6 3. Plaintiff's Motion for Summary Judgment, ECF No. 70, is **DISMISSED**
7 **AS MOOT**.

8 4. Defendants' Motion for Summary Judgment, ECF No. 78, is
9 **DISMISSED AS MOOT**.

10 **IT IS SO ORDERED.** The District Court Executive is hereby directed to
11 enter this Order and forward a copy to Petitioner and counsel. The District Court
12 Executive shall **close** this case.

13 **DATED** this 26th day of January, 2016.



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A handwritten signature in blue ink, reading "Stanley A. Bastian", is written over a horizontal line.

19 Stanley A. Bastian
20 United States District Judge
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